

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

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JOSEPH HENRY and MICHAEL MALINKY,

Plaintiffs,

vs

1:01-CV-1681

CHAMPLAIN ENTERPRISES, INC., d/b/a
CommutAir; ANDREW PRICE; and U.S.
TRUST COMPANY OF CALIFORNIA, N.A.,

Defendants.

APPEARANCES:

OF COUNSEL:

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ROBERT P. GALLAGHER, ESQ.
LARS C. GOLUMBIC, ESQ.

DAVID N. HURD
United States District Judge

ORDER

The Mandate from the United States Court of Appeals for the Second Circuit was filed in the Northern District of New York on July 14, 2009. (Docket No. 251).

In accordance with the Mandate, it is

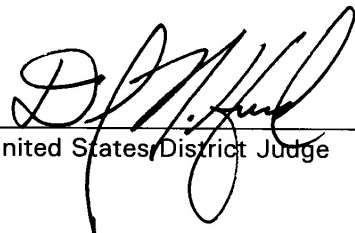
ORDERED that

1. The judgment entered on January 5, 2007 (Docket No. 229) is VACATED;
2. The parties may file and serve supplemental memorandums of law on or before July 31, 2009; and
3. Answering memorandums of law may be filed and served on or before August 14, 2009.

There will be no further oral argument.

IT IS SO ORDERED.

Dated: July 15, 2009
Utica, New York.



United States District Judge